

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE WACHOVIA CORPORATION :
ERISA LITIGATION :
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THIS DOCUMENT RELATES TO: :
ALL ACTIONS :
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MASTER FILE:
08 Civ. 5320 (NRB)

MOTION TO ADMIT COUNSEL PRO HAC VICE

PLEASE TAKE NOTICE that upon the annexed affidavit of Myron D. Rumeld and affidavit of Howard Shapiro, 650 Poydras Street, Suite 1800, New Orleans, LA 70130-6146, 504.310.4088 (ph), 504.310.2022 (fax), and the Certificate of Good standing annexed thereto, we will move this Court before the Honorable Naomi R. Buchwald at the United States Courthouse for the Southern District of New York, pursuant to Rule 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York for an Order allowing the admission of movant, a member of the firm of Proskauer Rose LLP and a member in good standing of the Bar of the State of Louisiana, as attorney *pro hac vice* to argue or try this case in whole or in part as counsel.

AUG 06 2008
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65924
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There are no pending disciplinary proceedings against the movant in any State or Federal court.

Dated: New York, New York
August 5, 2008

Respectfully Submitted,

PROSKAUER ROSE LLP

By: 
Myron D. Rumeld

1585 Broadway
New York, NY 10036
P: 212.969.3021
F: 212.969.2900
mrumeld@proskauer.com

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SOUTHERN DISTRICT OF NEW YORK

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**AFFIDAVIT OF MYRON D. RUMELD IN SUPPORT
OF MOTION TO ADMIT HOWARD SHAPIRO PRO HAC VICE**

1. I am Myron D. Rumeld, counsel for defendants in the above-captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of defendants' motion to admit Howard Shapiro as counsel pro hac vice to represent defendants in this matter.

2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law on June 4, 1984. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.

3. I have known Howard Shapiro for fifteen years.

4. I have found Mr. Shapiro to be a skilled attorney and a person of integrity and of high moral character. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.

5. Accordingly, I am pleased to move the admission of Mr. Shapiro, pro hac vice.

6. I respectfully submit a proposed order granting the admission of Mr. Shapiro, pro hac vice, which is attached hereto as Exhibit A.

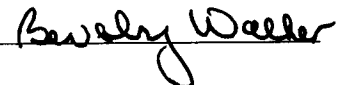
WHEREFORE it is respectfully requested that the motion to admit Mr. Shapiro, pro hac vice, to represent defendants in the above-captioned matter, be granted.

Dated: August 5, 2008
New York, New York

Respectfully Submitted,



MYRON D. RUMELD

Notary: 

BEVERLY WALKER
Notary Public, State of New York
No. 0706-0005180
Qualified in Suffolk County
Certificate Filed in New York County
Commission Expires Oct. 31, 2010

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**PROPOSED ORDER FOR ADMISSION
PRO HAC VICE ON WRITTEN MOTION**

Upon the motion of Myron D. Rumeld, attorneys for defendants, and said sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED that Howard Shapiro, 650 Poydras Street, Suite 1800, New Orleans, LA 70130-6146, 504.310.4088 (ph), 504.310.2022 (fax), howshapiro@proskauer.com, is admitted to practice pro hac vice as counsel for in the above-captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated: August __, 2008
New York, NY

United States District Judge Naomi R. Buchwald

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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AFFIDAVIT OF HOWARD SHAPIRO

HOWARD SHAPIRO, an attorney duly admitted to practice in the Courts of the State of Louisiana, pursuant to the Individual Rules and Procedures of this Court and Rule 1.3(c) of the Local Rules of the United States District Court for the Southern District of New York, affirms as follows:

1. I am a partner with the law firm Proskauer Rose LLP, counsel for defendants in the above-captioned matter with Myron Rumeld.
2. I submit this Affidavit in support of defendants' motion for my admission to practice *pro hac vice* in this matter to argue or try this particular case in whole or in part as counsel or advocate.
3. As shown in the Certificate of Good Standing issued by the Supreme Court of the State of Louisiana and attached hereto as Exhibit 1, I am a member in good standing of the Bar of the State of Louisiana.

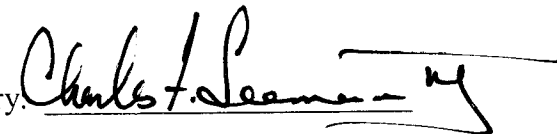
4. There are no pending disciplinary proceedings against me in any State or Federal court.

Dated: August 5, 2008
New Orleans, LA

Respectfully Submitted,



HOWARD SHAPIRO

Notary: 

CHARLES F. SEEMANN III
Notary Public
Notary ID No. 67002
State of Louisiana, Parish of Orleans
My Commission is issued for life

United States of America

State of Louisiana

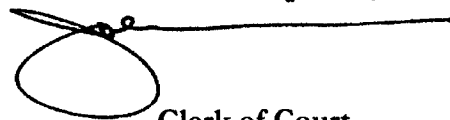
Supreme Court of the State of Louisiana

I, JOHN TARLTON OLIVIER, Clerk of the Supreme Court of the State of Louisiana,
do hereby certify that

HOWARD SHAPIRO, ESQ., #11968

was duly admitted and licensed to practice as an attorney and counselor at law in this Court
and the several courts of the State of Louisiana, on the 5th Day of October, 1979 A.D.; and is
currently in good standing, and sufficiently qualified to perform the duties of an attorney and
counselor at law.

IN WITNESS WHEREOF, I hereunto sign
my name and affix the seal of this Court, at
the City of New Orleans, this the 24th Day
of July, 2008, A.D.

A handwritten signature in black ink, appearing to read "John Tarlton Olivier", is written over a horizontal line. Below the signature is a circular stamp or seal.

Clerk of Court
Supreme Court of Louisiana

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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CERTIFICATE OF SERVICE

I, Russell L. Hirschhorn, Esq., an attorney associated with the firm of Proskauer Rose LLP and admitted to practice in the United States District Court for the Southern District of New York, do hereby certify and affirm that on August 6, 2008, I caused true and correct copies of: (i) Motion to Admit Counsel Pro hac Vice, (ii) Affidavit of Myron D. Rumeld, (iii) Affidavit of Howard Shapiro, and (iv) Proposed Order for Admission Pro hac Vice on Written Motion to be filed with the Clerk of the Court and served by electronic mail or facsimile on the following parties at the address designated for that purpose:

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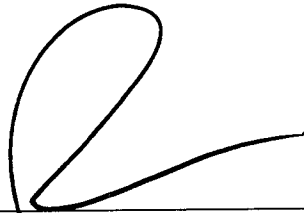
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A handwritten signature in black ink, consisting of a large, stylized 'R' followed by a horizontal line extending to the right.

Russell L. Hirschhorn